IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33919 of 2006(K)

PETITIONER:

ALEYKUTTY THOMAS, W/O. THOMAS,
VETTIKKATTIL HOUSE, RESIDING AT CHATTAMALA,
PARAMBA P.O., PARAPPA (VIA)

BY ADV. SRI.T.MADHU

RESPONDENTS:

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1. KASARAGOD DISTRICT CO-OPERATIVE BANK,
CHITARIKKAL BRANCH, REPRESENTED BY THE
BRANCH MANAGER, KASARAGOD DISTRICT CO-OPERATIVE
BANK, CHITARIKKAL BRANCH, CHITARIKKAL,
HOSDURG TALUK, KASARAGOD DISTRICT.

2. ASST. REGISTRAR/ARBITRATOR CUM SALE
OFFICER, KASARAGOD DISTRICT CO-OPERATIVE BANK,
KASARAGOD.

BY GOVT. PLEADER SRI.P.N.SANTHOSH.
BY STANDING COUNSEL SRI.T.R.RAMACHANDRAN NAIR (R1)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M. JAMES, J.

W.P.(C) No.33919 of 2006

Dated this the 20th December, 2006.

J U D G M E N T

The prayer of the writ petitioner is to allow her to avail the one time settlement scheme from the first respondent, Kasargod District Co-operative Bank, under Circular No.27/2006 dated 29.6.2006. The default of the loan amount and the interest thereon is admitted.

2. After hearing the learned counsel for the writ petitioner, learned standing counsel for the first respondent, and the learned Senior Government Pleader, I dispose of the writ petition, directing the first respondent to consider the representation, if any, filed before it. If the same has not so far been filed, a fresh representation shall be filed by the writ petitioner immediately, and the first respondent shall hear the representation, and pass orders, on merit, granting the writ petitioner, all the facilities that are available under Circular No.27/2006 dated 29.6.2006. This shall be done on or before 29.12.2006.

3. The coercive action, if any, initiated against the writ petitioner, including the sale of the property, shall be kept in abeyance, till orders are passed on the representation by the first respondent.

J.M. JAMES,
JUDGE

nj.